



Atty. Dkt. No. 064189-0604

TFW  
1634

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Heinz-Josef LENZ, et al.  
Title: POLYMORPHISMS FOR  
PREDICTING DISEASE AND  
TREATMENT OUTCOME  
Appl. No.: 10/522,664  
Filing Date: 7/31/2003  
Examiner: Carla J. Myers  
Art Unit: 1634

<b>CERTIFICATE OF MAILING</b> I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below. <u>S. Saito</u> (Printed Name) <u>S. Saito</u> (Signature) <u>3/3/04</u> (Date of Deposit)
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**TRANSMITTAL**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith are the following documents for filing in the above-referenced application.

1. Supplemental Information Disclosure Statement (2 pgs.);
2. PTO Form SB-08 (2 pgs.);
3. Five (5) references as cited on SB/08; and
4. Return postcard.

[ X ] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge

the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date March 3, 2006

By Antoinette F. Konski

FOLEY & LARDNER LLP  
Customer Number: 38706  
Telephone: (650) 251-1129  
Facsimile: (650) 856-3710

Antoinette F. Konski  
Attorney for Applicant  
Registration No. 34,202



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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR §1.56**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56.

A copy of each non-U.S. patent document and each non-patent document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

**TIMING OF THE DISCLOSURE**

The listed documents are being submitted in compliance with 37 CFR §1.97(b), before the mailing date of the first Office Action on the merits.

**RELEVANCE OF EACH DOCUMENT**

All of the documents are in English.

Applicants respectfully request that each listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

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Date

March 3, 2006

By

Antoinette F. Konski

FOLEY & LARDNER LLP

Customer Number: 38706

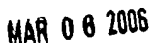
Telephone: (650) 251-1129

Facsimile: (650) 856-3710

Antoinette F. Konski

Attorney for Applicant

Registration No. 34,202



**& TRADEMARK**

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### INFORMATION DISCLOSURE STATEMENT BY APPLICANT

**Date Submitted:** March 3, 2006

*(use as many sheets as necessary)*

**Complete if Known**

<b>Application Number</b>	10/522,664
<b>Filing Date</b>	7/31/2003
<b>First Named Inventor</b>	Heinz-Josef Lenz
<b>Group Art Unit</b>	1634
<b>Examiner Name</b>	Carla J. Myers
<b>Attorney Docket Number</b>	064189-0604

Sheet	1	of	2
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Examiner Initials*	Cite No. <sup>1</sup>	U.S. Patent Application Document		Name of Patentee or Applicant of Cited Document	Filing Date of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Serial Number	Kind Code <sup>2</sup> (if known)			

[illegible]

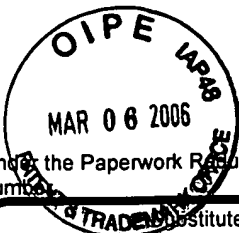
**Examiner  
Signature**

Date  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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MODIFIED PTO/SB/08 (08-00)

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		First Named Inventor	Heinz-Josef Lenz
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		Examiner Name	Carla J. Myers
		Attorney Docket Number	064189-0604

Sheet	2	of	2
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NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>6</sup>
	1	Kuniyasu et al. "Induction of angiogenesis by hyperplastic colonic mucosa adjacent to colon cancer" <i>American Journal of Pathology</i> (Nov. 2000) 157(5):1523-1535	
	2	Fox et al. "Angiogenesis in normal tissue adjacent to colon cancer" <i>Journal of Surgical Oncology</i> (Dec. 1998) 69(4):230-234	
	3	Liotta et al. "The microenvironment of the tumour-host interface" <i>Nature</i> (May 2001) 411(6835):375-379	
	4	European Search Report for EP 03772163.6 dated 2/3/06	
	5	Promega Catalog (1997) page 78	

Examiner Signature		Date Considered	
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